MONTANA LEGISLATIVE HISTORY

Chapter 84 19 59

Bill H _____ S 71 Original bill & history ____C

H. Committee on _____		S. Committee on Highways + Transport	
Hearing Date(s) _____	____C	Hearing Date(s) 1-27-59	____C
_____	____C	_____	____C
_____	____C	_____	____C
_____	____C	_____	____C
Date Out _____	____C		

Did this bill originate in an interim committee? ____Yes ____No

Committee _____ Report _____

- Selected leg. minutes may be available from Historical Society

Chap.	Senate Bill	House Bill	Title	Page
77		225	An Act to Amend Section 11-2008 (a), Revised Codes of Montana, 1947, as Amended by Chapter 75, Laws of 1957, Relating to Fire Protection Districts by Authorizing County Commissioners to Contract for Private Fire Service Protection and That Such Contracts Shall Be on the Basis of an Independent Contractor; and to Amend Section 11-2010 (a), Revised Codes of Montana, 1947, as Amended by Chapter 75, Laws of 1953, Relating to Fire District Trustees by Authorizing County Commissioners to Contract With a City, Town or Private Fire Company to Furnish Fire Protection Within the District; Containing a Repealing Clause.	149
78	139		An Act to Amend Section 90-129, Revised Codes of Montana, 1947, as Amended by Chapter 89 of the Session Laws of the Thirty-fifth Legislative Assembly of Montana, 1957, Relating to the Inspection of Weighing and Measuring Devices by Providing That the Removal of Any State Seal or Rejection Notice on Any Measuring Device Shall Be Prima Facie Evidence of the Guilt of the Defendant; Containing a Repealing Clause.	154
79	50		An Act to Amend Section 75-3938, Revised Codes of Montana, 1947, Providing for the Qualifications of Voters in an Election for the Issuance of Bonds of Any School District, Town or City, and Providing for an Effective Date.	156
80	128		An Act to Provide for the Coloration of Wheat, Oats, Rye or Barley When Being Treated With an Injurious or Toxic Substance or Chemical, Providing a Penalty; and Repealing All Acts or Parts of Acts in Conflict Herewith.	157
81	172		An Act to Repeal Sections 3-1801 Through and Including 3-1807, Revised Codes of Montana, 1947, Relating to the Licensing of Hay Dealers; Providing an Effective Date of This Act.	157
82	171		An Act Providing for a Section to Be Known as Section 3-2011 and Authorizing the Commissioner of Agriculture to Issue Stop Sale, Use or Removal Orders on Commercial Feed; Providing a Penalty for Violation of Any Order and Containing a Repealing Clause.	158
83	73		An Act to Amend Section 53-422, Revised Codes of Montana, 1947, Relating to Determination of Security Required —Suspension of License and Registration—Exceptions—Liability Insurance; Providing That the Motor Vehicle Registrations of Vehicles Involved in Accidents Shall Not Be Suspended on Co-owned Vehicles; and to Amend Section 53-423, Revised Codes of Montana, 1947, as Amended by Section 1, Chapter 187, Laws of Montana, 1957, Relating to Exceptions to Security Requirements; Providing That the Operator or the Owner of a Legally-Stopped Vehicle Shall Be Excepted from Security Requirements; Repealing All Acts or Parts of Acts in Conflict Herewith.	159
84	71		An Act to Amend Section 31-155, Revised Codes of Montana, 1947, Relating to Additional Penalty for Persons Who Drive While Privilege to Do So Is Suspended and Prohibiting Board from Issuing License to Person Whose License Is Revoked; Providing for Additional Like Period of Revocation for Persons Convicted of Driving While Privilege to Do So Is Revoked; Repealing All Acts or Parts of Acts in Conflict Herewith.	162
85	115		An Act to Amend Section 59-704 of the Revised Codes of Montana, 1947, as Amended, Relating to the Distribution of Public Reports, to Provide for a Minimum Distribution of Four (4) Mimeographed or Carbon Copies of Reports to the Librarian of the Historical Society of Montana, to Provide for a Minimum Distribution of Forty (40) Copies of Printed Reports Furnished by State Institutions, Offices and Departments Presenting an Annual or Biennial Report to the Librarian of the State Historical Society; to Provide for the Transmittal to the United States Library of Congress Two (2) Copies of Each Report by the Historical Society of Montana, and Containing a Repealing Clause.	163
86	32		An Act to Amend Section 93-1401, Revised Codes of Montana, 1947, as Amended by Chapter 133, Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, Relating to Jury Lists, by Whom and When to Be Made, and Repealing All Acts and Parts of Acts in Conflict Herewith.	165

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	sioners to employ a road foreman and prescribing his powers and duties; containing a repealing clause."	63, 99, 125, 139, 151, 172, 399, 506, 519, 531, 595.
67	Introduced by Reardon, Ruane (by request): A bill for an act entitled: "An act to amend section 5-1309 of the Revised Codes of Montana, 1947, so as to liberalize the terms of loans and extend time for payment of Morris Bank Loans; providing for a repealing clause; and providing for an effective date of this act."	63, 86.
68	Introduced by Groff (by request): A bill for an act entitled: "An act to reduce and manage fire hazards created by cutting timber; providing for the reduction of slash and forest debris along right-of-way; and providing for a penalty for noncompliance of this act."	63, 128, 187, 200, 256, 282, 287, 325, 519, 531, HA-573, 593, 598, 606, 644.
69	Introduced by Dussault, Nixon, Michels, Thiessen, Nees, Harken: A bill for an act entitled: "An act to amend sections 48-131 and 48-132 of the Revised Codes of Montana, 1947, relating to the written declaration of solemnized marriages when the records of such marriages have been lost or destroyed; providing for the contents of the written declaration, the witnessing thereof and acknowledgment and the filing thereof with the clerk of the District Court; providing for a repealing clause and providing for an effective date of this act."	66, 86, 129, 143, 154, 487, 581, 587, 644.
70	Introduced by Harken, McDonnell, Dussault, Michels: A bill for an act entitled: "An act to amend section 48-130 of the Revised Codes of Montana, 1947, relating to the written declaration of marriage without solemnization; providing that premarital test certificate shall be obtained and attached to the declaration and filed with the clerk of the court; providing for the contents of the declaration of marriage; providing for a repealing clause; and providing for an effective date of this act."	66, 86, 102, 129, 143, 154, 487, 581, 587, 644.
71	Introduced by Harken, Cumming, Nees: A bill for an act entitled: "An act to amend section 31-155, Revised Codes of Montana, 1947, relating to additional penalty for persons who drive while privilege to do so is suspended and prohibiting board from issuing license to person whose license is revoked; providing for additional like period of revo-	

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	cation for persons convicted of driving while privilege to do so is revoked; repealing all acts or parts of acts in conflict herewith.".....	68, 81, 99, 127, 139, 399, 451, 472, 530, 644.
72	Introduced by Dussault, Harken: A bill for an act entitled: "An act to amend section 91-4407 of the Revised Codes of Montana, 1947, as amended by chapter 5, Session Laws of Montana, 1957, relating to the deductions on inheritance tax; providing that attorneys' fees, filing fees, necessary expenses and closing costs in termination of joint tenancies and life estates and transfers in contemplation of death and all other proceedings for the determination of inheritance tax shall be deductable; providing for a repealing clause; and providing for an effective date of this act.".....	69, 145, 151, 173, 191, 208, 532, 593, 598, 606, 644.
73	Introduced by Harken, Cumming, Nees: A bill for an act entitled: "An act to amend section 53-422, Revised Codes of Montana, 1947, relating to determination of security required—suspension of license and registration—exceptions—liability insurance; providing that the motor vehicle registrations of vehicles involved in accidents shall not be suspended on co-owned vehicles; and to amend section 53-423, Revised Codes of Montana, 1947, as amended by section 1, chapter 187, Laws of Montana, 1957, relating to exceptions to security requirements; providing that the operator or the owner of a legally stopped vehicle shall be excepted from security requirements; repealing all acts or parts of acts in conflict herewith.".....	69, 81, 125, 139, 153, 399, 451, 472, 530, 644.
74	Introduced by Nixon, Nees: A bill for an act entitled: "A bill for an act to amend section 61-205, Revised Codes of Montana, 1947, replacement volume 4, as amended by section 5, chapter 240, of the Session Laws of 1957, relating to the persons required to consent to the adoption of a child, providing that if it is proven to the satisfaction of the court that the father or mother has not contributed to the support of the child during a period of one year before filing a petition for adoption, filed written consent to the adoption will not be necessary.".....	69, 85, 102, 126, 191, 252, SS-252, 273, 286, 324, 493.
Sub. 74	Introduced by Committee on Judiciary: A bill for an act entitled: "A bill for an act to amend section 61-205, Revised Codes of Montana, 1947, replacement volume four (4), as amended by section 5, chapter 240, Session Laws of 1957; relating to the persons required to consent to the adoption of a	

Release from liability prior to time for suspension.

4. if, prior to the date that the supervisor would otherwise suspend license and request and require of the registrar suspension of registration or nonresident's operating privilege under section 53-422, there shall be filed with the supervisor evidence satisfactory to him that the person who would otherwise have to file security has been released from liability or been finally adjudicated not to be liable or has executed a duly acknowledged written agreement providing for the payment of an agreed amount in installments, with respect to all claims for injuries or damages resulting from the accident; nor

Evidence of settlement prior to time for suspension.

5. if, prior to the date that the supervisor would otherwise suspend the license or the nonresident's operating privilege under section 53-422, there shall be filed with the supervisor evidence satisfactory to him that the person who would otherwise be required to file security has in any manner settled the claims of the other persons involved in the accident and if the supervisor determines that, considering the circumstances of the accident and the settlement, the purposes of this act and of protection of operators and owners of other motor vehicles are best accomplished by not requiring the posting of security or the suspension of the license. For the purpose of administering this section, the supervisor may consider a settlement made by an insurance company as the equivalent of a settlement made directly by the insured."

Settlement by insurance company.

Repealing clause.

Section 3. That all acts or parts of acts in conflict herewith are hereby repealed.

Approved March 2, 1959.

CHAPTER 84

An Act to Amend Section 31-155, Revised Codes of Montana, 1947, Relating to Additional Penalty for Persons Who Drive While Privilege to Do So is Suspended and Prohibiting Board from Issuing License to Person Whose License is Revoked; Providing for Additional Like Period of Revocation for Persons Convicted of

Driving While Privilege to Do So is Revoked; Repealing All Acts or Parts of Acts in Conflict Herewith.

Be it enacted by the Legislative Assembly of the State of Montana:

Amending clause.

Section 1. That section 31-155, Revised Codes of Montana, 1947, be, and the same is hereby amended to read as follows:

Penalty for driving while license suspended or revoked.

"31-155. **Driving while license suspended or revoked.** (a) Any person who drives a motor vehicle on any public highway of this state at a time when his privilege so to do is suspended or revoked shall be guilty of a misdemeanor and upon conviction shall be punished by imprisonment for not less than two (2) days or more than six (6) months and there may be imposed in addition thereto a fine of not more than five hundred dollars ($500.00).

Extension on conviction.

(b) "The board upon receiving a record of the conviction of any person under this section upon a charge of driving a vehicle while the license of such person was suspended *or revoked* shall extend the period of such suspension *or revocation* for an additional like period."

Repealing clause.

Section 2. That all acts or parts of acts in conflict herewith are hereby repealed.

Approved March 2, 1959.

CHAPTER 85

An Act to Amend Section 59-704 of the Revised Codes of Montana, 1947, as Amended, Relating to the Distribution of Public Reports, to Provide for a Minimum Distribution of Four (4) Mimeographed or Carbon Copies of Reports to the Librarian of the Historical Society of Montana, to Provide for a Minimum Distribution of Forty (40) Copies of Printed Reports Furnished by State Institutions, Offices and Departments Presenting An Annual or Biennial Report to the Librarian of the State Historical Society; to Provide for the Transmittal to the United States Library of Congress two